

IN THE CLAIMS

Please cancel claims 1-27 and 37-54, without prejudice, amend claims 30 and 31 as shown, and add claims 55-56. The pending claims are as follows:

1-27. Cancelled

28. A hardenable flowable substance for application to a patch surface surrounded by an acoustic ceiling material having an irregular surface texture to form a layer of textured patch material on the patch surface, wherein the hardenable flowable substance is storable in a fluid-tight dispensing container and sprayable utilizing a volatile organic compound (VOC) propellant, the hardenable flowable substance comprising:

a liquid base;

a filler selected to form an extender or bodifier for the resulting patch material;

an adhesive binder selected to adhere the resulting patch material to the surface;

an aggregate comprising polyethylene particulates that does not decompose in the presence of VOC propellants, selected to give the resulting patch material an irregular surface texture;

an anti-foaming agent; and

a suspension agent,

wherein the hardenable flowable substance is initially stored in fluid state and is dispensable in the form of an aerosol spray from the fluid-tight container and, after being released and curing, forms a bumpy, irregular surface texture that matches and is compatible with the acoustic ceiling material surrounding the patch.

29. The hardenable flowable substance according to claim 28, having the following composition by percentage weight:

the liquid base of 20-70%;

the filler of 40-80%;
the adhesive binder of 1-50%;
the propellant of 5-20%;
the aggregate of 2-40%;
the anti-foaming agent of 1-10%; and
the suspension agent of 1-20%.

30. The hardenable flowable substance according to claim 29, wherein:

the liquid base consists essentially of water;
the filler consists essentially of a mixture of calcium carbonate and mica;
the adhesive binder consists essentially of polyvinyl alcohol;
the propellant consists essentially of dimethyl ether;
the polyethylene particulates of the aggregate are open-cell;
~~the anti-foaming agent consists essentially of Wichenol;~~ and
the suspension agent consists essentially of carbonal.

31. The hardenable flowable substance according to claim 29, wherein:

the liquid base consists essentially of a solvent;
the filler consists essentially of a mixture of calcium carbonate and mica;
the adhesive binder consists essentially of polyvinyl alcohol;
the propellant consists essentially of dimethyl ether;
the polyethylene particulates of the aggregate are open-cell;
~~the anti-foaming agent consists essentially of Wichenol;~~ and
the suspension agent consists essentially of carbonal.

32. The hardenable flowable substance according to claim 28, further comprising:

a fungicide.

33. The hardenable flowable substance according to claim 28, further comprising:
an anti-freeze.

34. The hardenable flowable substance according to claim 33, wherein the anti-freeze consists essentially of ethylene glycol.

35. The hardenable flowable substance according to claim 32, wherein the fungicide as a composition by percentage weight of 0.05-5%.

36. The hardenable flowable substance according to claim 33, wherein the anti-freeze has a composition by percentage weight of 1-10%.

37-54. Cancelled

55. A hardenable flowable substance storable in a fluid-tight dispensing container and sprayable utilizing a volatile organic compound (VOC) propellant, the hardenable flowable substance comprising:

a liquid base;

a filler selected to form an extender or bodifier for the resulting patch material;

an adhesive binder selected to adhere the resulting patch material to the surface;

an aggregate comprising polyethylene particulates that does not decompose in the presence of VOC propellants, selected to give the resulting patch material an irregular surface texture;

an anti-foaming agent; and

a suspension agent,

wherein the hardenable flowable substance is initially stored in fluid state and is dispensable in the form of an aerosol spray from the fluid-tight container and, after

being released and curing, forms a bumpy, irregular surface texture that matches and is compatible with the acoustic ceiling material surrounding the patch.

56. A hardenable flowable substance for application to a patch surface surrounded by an acoustic ceiling material having an irregular surface texture to form a layer of textured patch material on the patch surface, wherein the hardenable flowable substance is storable in a fluid-tight dispensing container and sprayable utilizing a propellant, the hardenable flowable substance comprising:

- a liquid base;

- a filler selected to form an extender or bodifier for the resulting patch material;

- an adhesive binder selected to adhere the resulting patch material to the surface;

- an aggregate selected to give the resulting patch material an irregular surface texture, the aggregate comprising polyethylene particulates;

- an anti-foaming agent; and

- a suspension agent,

wherein the hardenable flowable substance is initially stored in fluid state and is dispensable in the form of an aerosol spray from the fluid-tight container and, after being released and curing, forms a bumpy, irregular surface texture that matches and is compatible with the acoustic ceiling material surrounding the patch.